

UNITED STATES DISTRICT COURT  
DISTRICT OF NEVADA

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UNITED STATES OF AMERICA,

Case No. 2:06-cr-00099-JCM-RJJ

**Plaintiff,**

## ORDER

V.

MICHAEL RALPH NEWMAN,

Defendant.

Presently before the court is *United States v. Newman*, case no. 2:06-cr-00099-JCM. Michael Newman (“petitioner”) filed a motion to vacate, set aside, or correct sentence pursuant to 28 U.S.C. § 2255 based upon the application of *Johnson v. United States*, 135 S. Ct. 2551 (2015) to his sentence. (Doc. #52). Briefing shall proceed as follows: respondent has thirty days from the date of this order to file a response. Thereafter, petitioner has thirty days to file a reply.

Accordingly,

IT IS ORDERED that respondent file a response to petitioner's motion to vacate, set aside, or correct sentence pursuant to 28 U.S.C. § 2255 no later than thirty (30) days from the date of this order. Petitioner's reply is due thirty (30) days thereafter.

DATED THIS 5<sup>th</sup> day of April 2016.

James C. Mahan

JAMES C. MAHAN  
UNITED STATES DISTRICT JUDGE